

**GOVERNMENT OF ANDHRA PRADESH**

**ABSTRACT**

P.S. – Horticulture – Disciplinary action initiated under Rule 20 of the Andhra Pradesh Civil Services (CC&A) Rules, 1991 - Penalty of withholding 25% pension permanently besides recovery of amount of Rs.1,28,943/- paid by the C.O. towards purchase of pesticides against Sri V.Sudhakar Rao, Assistant Director of Horticulture (Retired) for committing certain irregularities while working as Assistant Director of Horticulture, Karimnagar during 1996-97 – Orders – Issued.

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**AGRICULTURE AND COOPERATION (Vig.II) DEPARTMENT**

**G.O.Rt.No: 1594**

**Date:17-12-2008.**

**Read the following:-**

1. Charge Memo. No. Estt.II(1)213/2000, dated 22-2-2003 of the DoH, Hyd.
2. From Sri.V.Sudhakar Rao, W.S.D.dated. 26-7-2003.
3. Proc.No: Estt.VI/213/2000, dated 21-9-2004 of CoH, A.P. Hyd.
4. From the Inquiry Officer Inquiry report dt. 5-12-2005.
5. From the CoH, Hyd Lr.No. Estt.VI-213/2000, dated 19-12-2005.
6. Govt. Memo. No.19052/Vig.II(2)/2005-2, dated 25-3-2006.
7. From the CoH, Hyd Lr.No. Estt.VI-213/2000, dated 12-7-2006 along with Inquiry report dated 20-6-2006.
8. Govt. Memo. No.19052/Vig.II(2)/2005-3, A&C (Vig.II) dated 28-4-2007.
9. Representation dt. 17-5-2007 of Sri V.Sudhakar Rao, ADH (Retd).
10. Govt. Lr. No. 19052/Vig.II(2)/2005-6, dated 6-9-2008.
11. From the Secy, APPSC, Hyd Lr.No. 1266/RT-I/2/2008, dated 30-10-2008.

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**ORDER:**

In the reference 1<sup>st</sup> read above, the DoH, A.P. Hyderabad has initiated disciplinary action by framing charges against Sri V.Sudhakar Rao, formerly Assistant Director of Horticulture, Karimnagar now retired, under rule 20 of APCS (CC&A) Rules, 1991, for the grave irregularities committed by him in implementation of certain departmental schemes in Karimnagar district. In the reference 2<sup>nd</sup> read above, the Charged Officer had submitted his written statement of defence on the charges framed against him and requested to drop all the charges.

2. In the reference 3<sup>rd</sup> read above, the Commissioner of Horticulture, A.P. Hyderabad, has appointed Sri. R.Venugopala Rao, Joint Director of Horticulture (Admn) as Inquiry Authority to conduct inquiry into the charges framed against Sri V.Sudhakar Rao, formerly Asst. Director of Horticulture, Karimnagar (Retired). The Inquiry Authority conducted the regular inquiry and submitted the inquiry report. In the reference 5<sup>th</sup> read above, while furnishing the Inquiry report, the Commissioner of Horticulture, A.P. Hyderabad, Hyderabad has requested to take further disciplinary action as per rule 9 of AP Revised Pension Rules, 1980 since the individual was retired from Government service on superannuation on 31-3-2005.

3. After examining the inquiry report, in the reference 6<sup>th</sup> cited, the Commissioner of Horticulture, A.P. Hyderabad, Hyderabad has been requested to direct the Inquiry Officer to conduct further inquiry into the charges and submit the inquiry report to Government with specific findings on each charge as to how the charge is proved. Accordingly, the Inquiry Officer had submitted his report and hold that the charges 1 to 4 are proved and charge No. 5 is held not proved vide reference 7<sup>th</sup> read above.

4. Government, after careful examination of the case, have provisionally decided to impose a penalty of withholding 25% pension permanently against the Charged Officer under Rule 9 of the A.P. Revised Pension Rules, 1980 besides recovery of excess amount of Rs. 1,28,943/- paid by the Charged Officer Sri.V.Sudhakar Rao, Assistant Director of Horticulture (Retd) towards purchase of pesticides. A show cause notice indicating the said punishment along with Inquiry report was communicated to

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Sri V.Sudhakar Rao, Assistant Director of Horticulture (Retired), directing him to show cause as to why the above proposed penalty should not be imposed against him vide reference 8<sup>th</sup> read above. The Charged Officer has submitted his representation denying the charges and requested to drop all the charges framed against him, drop the proposed punishment and also to stop collecting the balance amount of Rs.1,28,943/- vide in the reference 9<sup>th</sup> read above.

5. As the representation submitted by the Charged Officer, does not merit any consideration, Government has decided to confirm the provisional decision to impose the penalty of withholding of 25% pension permanently against him under rule 9 of A.P. Revised Pension Rules, 1980 besides recovery of excess amount of Rs.1,28,943/- paid by the Charged Officer towards purchase of pesticides.

6. In the reference 10<sup>th</sup> read above, the APPSC has been addressed for advice on the proposal of the Government to impose a penalty of withholding 25% pension permanently against the Charged Officer besides recovery of excess amount of Rs. 1,28,943/- paid by the Charged Officer Sri.V.Sudhakar Rao, Asst. Director of Horticulture (Retd) towards purchase of pesticides. In the reference 11<sup>th</sup> read above, the APPSC has agreed with the said punishment.

7. Government, after careful examination, hereby order to impose a penalty of withholding 25% pension permanently against Sri.V.Sudhakar Rao, Asst. Director of Horticulture (Retd) under Rule 9 of the A.P. Revised Pension Rules, 1980 besides recovery of excess amount of Rs.1,28,943/- paid by the Charged Officer towards purchase of pesticides, which is a proven misconduct..

8. The Commissioner of Horticulture, A.P. Hyderabad shall take further necessary action in the matter.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**S. CHELLAPPA  
APC & PRINCIPAL SECRETARY TO GOVERNMENT**

To

Sri V.Sudhakara Rao, Asst. Director of Horticulture (Retd),  
Through: the Commissioner of Horticulture, A.P. Hyderabad.

**Copy to**

The Commissioner of Horticulture, A.P. Hyderabad  
The Secretary, APPSC, Hyderabad.  
The Secretary, APVC, Hyderabad.  
SF/SC.

// FORWARDED BY ORDER //

SECTION OFFICER